IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

THURSDAY, THE 1ST DAY OF MACH 2007/10TH AGRAHAYANA 1928

Crl.Rev.Pet.No. 816 of 1999-A

CRA.43/1998 of ADDL.SESSIONS COURT,-I, MAVELIKKARA
CC.25/1996 of JUDL.MAGISTRATE OF FIRST CLASS-II, CHENGANNUR

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REVN. PETITIONER:

SYAMALA, D/O. RADHA, THAZHCHAYIL VEEDU, CHERUKOLE, CHENNITHALA, MAVELIKKARA.

BY ADV. SRI.ALAN PAPALI
SRI.O.V.MANIPRASAD

RESPONDENTS:

STATE OF KERALA (CRIME NO. 191/95-EXCISE INSPECTOR,MALIVEKKARA)
REPRESENTED BY THE PUBLIC PROSECUTOR, HIGHCOURT OF KERALA, ERNAKULAM.

BY ADV. PUBLIC PROSECUTORMR. P.P. BREEZE

THIS CRIMINAL REVISION PETITION HAVING BEEN FINALLY HEARD ON 1-3-2007, THE COURT ON THE SAME DAY DELIVERED PASSED THE FOLLOWING:

ORDER ON CRL.M.P.NO. 3634 OF 1999 IN CRL.R.P.NO. 816 OF 1999

DISMISSED.

1-3-2007 **SD/-K.R.UDAYABHANU, JUDGE**

TRUE COPY

P.S.TO JUDGE

K.R.UDAYABHANU, J

CRL.R.P.NO.816 OF 1999-A

ORDER

1-3-2007

K.R. UDAYABHANU, J.

CRL.R.P.NO.816 OF 1999

DATED THIS THE 1ST DAY OF MARCH 2007

ORDER

The revision petitioner, who is a lady, stands convicted for the offence under Section 58 of the Abkari Act and sentenced to pay a fine of Rs.15,000/-. The allegation is that on 17-9-1995 at about 11.30 a.m. the accused was found in possession of 5 litres of illicit arrack kept in a plastic can in her house. Counsel for the revision petitioner has only sought for modification of the sentence representing that the revision petitioner is too poor to raise the amount.

In the circumstances, considering the fact that more than a decade has been elapsed since the commencement of the proceedings, the fine is reduced to Rs.10,000/-. The default sentence is retained. The Crl.revision petition is disposed of accordingly.

K.R.UDAYABHANU, JUDGE

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